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6 Attorneys for Plaintiff
Actuate Corporation
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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

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14 ACTUATE CORPORATION, a
15 California corporation,

16 Plaintiff,
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18 v.

19 FEDERATED MUTUAL INSURANCE
COMPANY, a Minnesota corporation;
20 and DOES 1 through 10,

21 Defendants.
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CASE NO.: 4:14-cv-02736-PJH

**JOINT STIPULATION AND
[PROPOSED] ORDER RE
TRANSFER OF VENUE**

1 **JOINT STIPULATION AND [PROPOSED] ORDER**
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3 TO THE COURT, EACH PARTY AND TO THE ATTORNEY OF
4 RECORD OF EACH PARTY IN THIS ACTION:

5 PLEASE TAKE NOTICE that Plaintiff Actuate Corporation (“Actuate”) and
6 Defendant Federated Mutual Insurance Company (“Federated”), stipulate as
7 follows:

8 WHEREAS Federated filed is Motion to Transfer (“Motion”) on July 3,
9 2014;

10 WHEREAS Federated’s Motion seeks a transfer of venue from this court to
11 the Northern District of Texas, Dallas Division pursuant to 28 U.S.C. § 1404(a);

12 WHEREAS Actuate’s Opposition to said Motion is due to be filed on July
13 17, 2014;

14 WHEREAS Actuate contends that venue is proper in the Northern District of
15 California;

16 IT IS THEREFORE HEREBY AGREED AND STIPULATED as follows:

17 1. In the interests of efficiency and judicial economy, the parties hereby
18 agree to the transfer of this action to the Northern District of Texas,
19 Dallas Division;
20 2. Federated hereby agrees to withdraw its Motion to Transfer, currently set
21 for hearing on August 20, 2014.

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23 DATED: July 17, 2014

PORTER | SCOTT A Professional Corporation

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25 By _____ /s/ Michael W. Pott

26 Michael W. Pott
27 Attorney for Defendant
28 Federated Mutual Insurance Company

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2 DATED: July 17, 2014

LEE TRAN & LIANG LLP

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By /s/ James M. Lee

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James M. Lee
Cyrus Khojandpour
Attorneys for Plaintiff
Actuate Corporation

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[PROPOSED] ORDER

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

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DATED: July 18, 2014

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HONORABLE 
PHYLIS J. HAMILTON
UNITED STATES DISTRICT COURT



1 **ATTESTATION OF CONCURRENCE IN FILING**

2 Pursuant to Local Rule 5-1(i)(3), the filer hereby attests that concurrence in
3 the filing of this document has been obtained from Amanda L. Morgan which shall
4 serve in lieu of his signature on the document.

5 DATED: July 17, 2014

LEE TRAN & LIANG LLP

6 By /s/ James M. Lee

7 James M. Lee
8 Cyrus Khojandpour
9 Attorneys for Plaintiff
Actuate Corporation